

Minority Report
Conference Committee to HB2239
Used vehicle sales; title; dealers
April 16, 2019

We oppose HB 2239 used vehicle sales; title; dealers as amended in conference committee because it does not protect consumers in the State of Arizona.

Currently in the State of Arizona, dealers and consumers have a system through Arizona Department of Transportation (ADOT) that allows for dealers and consumers to transfer titles electronically. Since the electronic system is available for dealers, it should provide for a faster process than the 30 days currently required by statute.

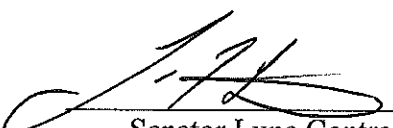
The conference committee amendment increases the current timeframe of 30 days to 60 days without requiring a dealer to prove a well-documented effort to submit the application for certificate of title after the purchase or transfer of the vehicle. In practice currently, a dealer has 45 days to submit the application after the purchase or transfer because the ADOT does not investigate a dealer until the 45-day temporary registration permit expires or a consumer files a complaint. Although it was stated in committee that 299 title complaints were filed in 2018, we were not provided with a breakdown of when they were filed such as, within the 30 days required by law or when the 45-day temporary registration permit expired.

Another concern regarding this legislation is how ADOT will make sure that dealers meet the 60-day timeframe. We understand the need for efficiency, but it should not come at a cost to Arizona residents.

In committee, Mr. Andrade offered an amendment that only allowed dealers that had a problem submitting the application for certificate of title to receive an extension of 30 days once they proved to ADOT that they were doing everything they could to get it done within the time frame. The amendment also allowed ADOT to compile information on the dealerships and transactions that take more than 30 days to complete, and include it in their annual report. As members of the legislature we need that information to make sure our statutes are efficient and effective.

For these reasons, we oppose HB2239 as amended by the conference committee.


Representative Richard Andrade


Senator Lupe Contreras